

UNITED STATES DISTRICT COURT

DISTRICT OF SOUTH DAKOTA

CENTRAL DIVISION

FILED

MAR 25 2009


Clerk

UNITED STATES OF AMERICA,

* CR. 08-30112-CBK

Plaintiff,

-vs-

WAYLON C. BLACK CROW, JR.,

* REPORT AND RECOMMENDATION
* FOR DISPOSITION OF DEFENDANT'S
* MOTION TO SUPPRESS STATEMENTS

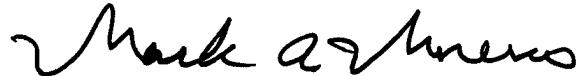
Defendant.

Defendant, Waylon C. Black Crow, Jr., has filed a Motion to Suppress Statements, Docket No. 23. Because Defendant's Motion is a dispositive one, this Court is only authorized to determine the same on a report and recommendation basis. See 28 U.S.C. §636(b)(1). Based on the findings, authorities and legal discussion made on the record at the March 25, 2009 hearing, the Court hereby

RECOMMENDS that Defendant's Motion be denied in all respects.

Dated this 25th day of March, 2009, at Pierre, South Dakota.

BY THE COURT:



MARK A. MORENO
UNITED STATES MAGISTRATE JUDGE

ATTEST:

JOSEPH HAAS, CLERK

BY:

(SEAL)


Deputy

NOTICE

Failure to file written objections to the within and foregoing Report and Recommendations for Disposition within ten (10) days from the date of service shall bar an aggrieved party from attacking such Report and Recommendations before the assigned United States District Judge. See 28 U.S.C. § 636(b)(1).